

MINUTES OF THE REGULAR MEETING OF THE
BOARD OF EMERY COUNTY COMMISSIONERS
HELD IN THE EMERY COUNTY COURTHOUSE

SEPTEMBER 23, 2014

Present at the meeting was Commission Chairman Jeff Horrocks, Commissioner Ethan Migliori, Commissioner JR Nelson, Attorney David Blackwell, Deputy Clerk/Auditor Carol Cox, elected officials and citizens.

CONSENT AGENDA

(1)

APPROVAL OF CHECK EDIT LIST, REQUISITIONS AND DISPOSITIONS.

The Warrant Check Edit List #232555 through and including #232729 were presented for payment.

Requisitions were presented for the following:

<u>REQUISITION</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
54-14	Software update for after hours support ShoreTel- Sheriff	\$540.01
55-14	Maintenance Agreement-fingerprint machine Sheriff	\$6,042.00
56-14	Replacement camera for quadcopter Sheriff	\$679.00

Two dispositions were presented as follow:

210-9612 2009 Dodge Durango sent to EC Care Center and 580-2326 adding machine.

(2)

APPROVAL TO HIRE EGAN SMITH AS A FULL TIME DISPATCHER FOR THE
SHERIFF'S OFFICE WITH FULL BENEFITS. GRADE 14.

(3)

APPROVAL OF COMMISSION MEETING MINUTES DATED SEPTEMBER 9, 2014.

Commissioner Ethan Migliori made a motion to approve the Consent Agenda. The motion was seconded by Commissioner JR Nelson. The motion passed.

DISCUSSION AGENDA

(1)

ITEMS PULLED FROM THE CONSENT AGENDA.

Nothing

(2)

PRESENTATION FROM BER ADVISORS, MARVIN REYNOLDS, ON DIFFERENT INVESTMENT OPTIONS THE COMPANY HAS TO OFFER TO COUNTY EMPLOYEES.

Marvin Reynolds, Beacon Educational Research made a presentation before the Emery County Board of Commissioners to propose expanding investment options for Emery County employees. He explained the BER opportunities. The program would be available for employees who are interested in investing in a ROTH 457 plan. There is no cost to the County to administer the program. Commissioner Horrocks indicated that they can reserve a room in the courthouse to which they can advertise that they will be available to introduce the program to interested employees. Commissioner JR Nelson made a motion to approve the BER Company as an option for Emery County employees. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(3)

AHMED MOHSEN, NEW BLM PRICE FIELD MANAGER, INTRODUCTION AND UPDATE OF BLM ACTIVITIES.

Ahmed Mohsen, BLM Field Manager introduced himself explaining that he was the Assistant Field Manager for the last year and a half and has been in the area for two years. He has vast experience in various areas that he feels will benefit the citizens of Emery County. He looks forward to carrying over service in this area especially with his experience in mineral development. He indicated that his office is always open and available. He introduced Rebecca

Andrus the new BLM Law Enforcement Officer for this area.

(4)

CONSIDERATION AND APPROVAL OF MEMORANDUM OF UNDERSTANDING
BETWEEN NATIONAL PARK SERVICE AND EMERY COUNTY, GARFIELD COUNTY,
AND WAYNE COUNTY FOR CAPITAL REEF NATIONAL PARK LIVESTOCK GRAZING
AND TRAILING MANAGEMENT ENVIRONMENTAL IMPACT STATEMENT.

Ray Petersen reviewed a MOU between National Park Service and Emery County, Garfield County and Wayne County for Capital Reef National Park Livestock Grazing and Trailing Management Environmental Impact Statement. He indicated that the MOU has been reviewed by UAC and recommended for approval. Commissioner Ethan Migliori made a motion to approve of an MOU between National Park Service and Emery County, Garfield County, and Wayne County for Capital Reef National Park Livestock Grazing and Trailing management Environmental Statement. The motion was seconded by Commissioner JR Nelson. The motion passed.

(5)

CONSIDERATION AND APPROVAL OF BOARD OF EQUALIZATION CLOSURE.

Clerk/Auditor Brenda Tuttle explained that Disclosure Notices were sent out to the tax payers. The appeal process deadline was September 19, 2014. It is now time to close BOE. Commissioner JR Nelson made a motion to close BOE for 2014. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(6)

CONSIDERATION AND APPROVAL OF EQUALIZATION CHANGES.

Kris Bell, Emery County Assessor presented a list of proposed Board of Equalization changes. She added Emery TelCom to the list as they had three parcels that were assessed incorrectly. Commissioner JR Nelson made a motion to approve BOE changes as proposed by Assessor, Kris Bell. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(7)

CONSIDERATION AND APPROVAL OF VETERAN, BLIND AND HOMEOWNER'S TAX
CREDIT ABATEMENTS.

Clerk/Auditor Brenda Tuttle presented a list of veteran, blind and homeowner's tax credit abatement applicants. She indicated that they have all met the requirements set out by the state.

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Commissioner Ethan Migliori made a motion to approve the list of veteran, blind and homeowner's tax credit abatements. The motion was seconded by Commissioner JR Nelson. The motion passed.

(8)

CONSIDERATION AND APPROVAL OF LOW INCOME ABATEMENTS FOR RYAN COWLEY AND BLAIR LARSEN.

Brenda Tuttle presented applications for a Low Income Tax Abatement from Ryan Cowley and Blair Larsen. She indicated that the requirements for these applicants are different. The applicant must be under age 65 and be disabled or under extreme hardship. The abatement allowed is up to 50% of the tax owed.

Ryan Cowley is disabled and has applied in the past. He has met the requirements. Commissioner JR Nelson made a motion to approve a low income abatement for Ryan Cowley. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

Blair Larsen is unable to work due to an injury. This is his first year applying. He has met the requirements. Commissioner JR Nelson made a motion to approve a low income abatement for Blair Larsen. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(9)

RATIFICATION OF US ARMY CORPS OF ENGINEERS APPLICATION FOR SECTIONS 404 AND 10 UTAH STATE ENGINEER'S OFFICE FOR NATURAL STREAM CHANNELS AS PART OF MITIGATION FOR HUNTINGTON DEBRIS BASIN PROJECT 2014.

Merrial Johansen from Johansen & Tuttle Engineering explained that the 404 permit is for a stream alteration at the Huntington Debris Basin. The project has been waiting for the permit to continue. Time constraints were an issue. The permit application was signed to move the project forward. The signing of the application needs to be ratified. Commissioner Ethan Migliori made a motion to approve the signing of a 404 US Army Corps of Engineers application for sections 404 and 10 Utah State Engineers's Office for Natural Stream Channels as part of the mitigation for Huntington Debris Basin Project 2014. The motion was seconded by Commissioner JR Nelson. The motion passed.

(10)

CONSIDERATION AND APPROVAL OF SITE ACCESS AGREEMENT (HUNTINGTON CREEK WILDLIFE HABITAT SITE) BETWEEN EMERY COUNTY AND PACIFICORP.

Where the Huntington Debris Basin is located on Pacificorp property that is a wildlife habitat site and the maintenance of the basin will be accomplished by Emery County an access agreement is needed to commit the County to maintain the integrity of the site. Commissioner JR Nelson made a motion to approve of an access agreement (Huntington Creek Wildlife Habitat Site) between Emery County and Pacificorp. The motion was seconded by Commissioner Ethan Migliori. The motion passed.

(11)

DISCUSSION AND APPROVAL OF CANCELLING OR RE-SCHEDULING COMMISSION MEETING/LBA MEETING SCHEDULED FOR NOVEMBER 11, 2014.

Commissioner Ethan Migliori made a motion to cancel the regularly scheduled meeting set for November 11, 2014 for the Board of Emery County Commissioners and Local Building Authority of Emery County advertising in the local paper the cancelling of said meetings. The motion was seconded by Commissioner JR Nelson. The motion passed.

(12)

COMMISSION/ELECTED OFFICIAL REPORTS.

Brenda Tuttle, Clerk/Auditor discussed possible budget hearings for October. October 2 from 9:00 am until noon, October 9, October 21 and October 24 were considered to be available.

Commissioner Migliori

Commissioner Migliori reported the Emery County Travel Bureau has reported tourism has been up this year in Emery County. Because of this they have experienced excess funds that will be used to sponsor additional events or projects. Economic Development's BEAR program is sponsoring an Exporting Conference on October 1st to assist business owners with increasing profit. He reported on attending DOGM meeting where they discussed the drilling and fracking process focusing on the differences in the process in the western states as compared to the eastern states. On October 23 there will be a Coal Rally at the Carbon County Events Center. There will be a number of speakers and sponsored events from coal related industries.

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Commissioner Nelson

Commissioner Nelson reported on a recent bus tour along I-70 with BLM officials where he and Ray Petersen had an opportunity to discuss Emery County's Public Land Initiative. Along off ramp #116 onto Moore Cut-Off Road they were able to see wild horses and burros. Millsite Reservoir is being dredged to remove sediment as part of the US Forest Service Management Plan. The Plan was written in 1986 and some feel it is time to address a new forest plan. They are currently surveying what needs to be in the plan. Goblin Valley Expansion Meeting will be at 7pm tonight where they will address concerns about trails. There will be a field trip on the expansion on October 25th. Emery County Business Chamber's Lunch and Learn will focus on Public Land issues. Huntington Airport will have a Back Country Fly-In on September 26th and 27th at the Huntington Airport. He reported on a trip to Washington, D.C. He felt that they had good conversations with key members of the environmental committee members. They met with Senator Hatch's office and Senator Lee and Jason Chafetz. With the election in November timing is critical and could have a huge bearing on the outcome.

Commissioner Horrocks

Commissioner Horrocks indicated that the weather could play into the Back Country Fly-In Event at the Huntington Airport.

Steve Barton reported on the MECCA San Rafael Swell Bike Festival at the Wedge this weekend.. They anticipate 60 people who have pre-registered.

(13)

ADJOURNMENT

The meeting was adjourned.

ATTEST:_____ COMMISSIONER:_____